

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 137 be amended to read as follows:

- 1 Page 6, after line 2, begin a new paragraph and insert:
2 "SECTION 5. IC 20-8.1-3-32 IS AMENDED TO READ AS
3 FOLLOWS [EFFECTIVE JULY 1, 2001]: Sec. 32. ~~Enforcement of~~
4 ~~Chapter.~~ **(a)** It is the duty of each superintendent, attendance officer
5 and state attendance official to enforce the provisions of this chapter in
6 their respective jurisdictions and to **either:**
7 **(1)** execute the affidavits; or
8 **(2) bring the action;**
9 authorized under this section. This duty is several and the failure of one
10 (1) or more to act shall not excuse any other official from ~~his~~ **the**
11 obligation to enforce this chapter.
12 **(b) Except as provided in subsection (c),** affidavits against parents
13 for violations of this chapter shall be prepared and filed in the same
14 manner and under the procedure prescribed for filing affidavits for the
15 prosecution of public offenses. Affidavits under this ~~section~~ **subsection**
16 shall be filed in the circuit court of the county in which the affected
17 child resides. The prosecuting attorney shall file and prosecute actions
18 under this ~~section~~ **subsection** as in other criminal cases. The court shall
19 promptly hear cases brought under this ~~section.~~ **subsection.**
20 **(c) A superintendent or attendance officer may bring an action**
21 **against a parent under this subsection to compel the attendance of**
22 **the parent's child under this chapter. An action under this**
23 **subsection must be brought in the court that has civil jurisdiction**
24 **in the county in which the affected child resides. The court shall**

- 1 **promptly hear cases brought under this subsection."**
(Reference is to ESB 137 as printed March 30, 2001.)

Representative Crawford